



U.S. ENVIRONMENTAL PROTECTION AGENCY

REGION X

1200 SIXTH AVENUE
SEATTLE, WASHINGTON 98101

REPLY TO
ATTN OF: M/S 530

SEP 3 1980

Mr. Gordon A. Aland
Senior Mining Specialist
Monsanto Chemical Intermediates Co.
P. O. Box 816
Soda Springs, Idaho 83276

Dear Mr. Aland:

Thank you for your letter of August 4, 1980, concerning applicability of the EPA hazardous waste regulations.

As you noted in your letter, for the time being, mining overburden returned to the mine site is excluded from these regulations. With respect to phosphate mining and ore processing wastes, none of these are now specifically listed as hazardous wastes. Thus, if these wastes do not fail any of the four characteristics identified in the regulations (ignitable, corrosive, reactive, or extract procedure toxicity), these wastes would not be subject to regulation until such time as the regulations are amended.

As soon as we get any information concerning the schedule for development of the amendments to be promulgated this fall, we'll let you know.

Sincerely,

Tobias Hegdahl, Chief
Solid Waste Management Program

cc: Daryl Koch

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